

## Exhibit J

11/17/2003 MON 23:02 FAX

004/00

# Rules Committee

## Locals 799 800 & 805

TO UNION MEMBER

Stephen Keefe

LOCAL

805

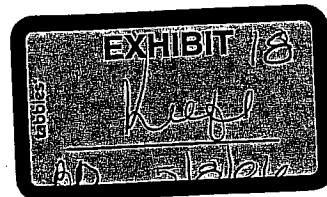
THE I.L.A. RULES COMMITTEE, WHO ARE EMPOWERED BY RULE #37 OF THE HIRING HALL RULES, ARE HEREBY NOTIFYING YOU TO APPEAR BEFORE THEM.

THE COMMITTEE SUMMONS YOU ON THIS DATE OF MARCH 5 2003 AT 12 NOON TO APPEAR AT THE HIRING HALL.

THE PURPOSE OF THIS HEARING IS FOR YOU TO SHOW JUST CAUSE AS TO WHY YOU SHOULD NOT BE SUSPENDED AND PLACED INTO GANG #12. PLEASE BRING WITH YOU ANY RESIGNATION AND/RETIREMENT PAPERS, TAX RETURNS OR ANY DOCUMENTS THAT YOU DEEM PERTINENT.

WE HAVE FOUND YOU TO BE IN VIOLATION OF NOT HONORING THE PLEDGE THAT YOU SIGNED. FAILURE TO APPEAR AT THIS HEARING COULD ALSO RESULT IN A SANCTION.

THE MEMBERS OF THE I.L.A.  
RULES COMMITTEE,  
LOCALS #799, #800, #805



VOL. I  
PAGES 1-124  
EXHIBITS 1-20

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS

C.A. NO.: 04-CV-11340DPW

\* \* \* \* \*

STEPHEN KEEFE,

PLAINTIFF,

VS

LOCALS 805, INTERNATIONAL

LONGSHOREMEN'S ASSOCIATION,

AFL-CIO, ET. AL,

DEFENDANTS.

\* \* \* \* \*

DEPOSITION OF STEPHEN KEEFE, taken on  
behalf of the Defendants, pursuant to the  
applicable provisions of the Federal Rules of  
Civil Procedure, before Bernadette J. D'Alelio,  
Notary Public and Court Reporter within and for  
the Commonwealth of Massachusetts, at the  
Offices of Mullen & McGourty, 52 Temple Place,  
Boston, Massachusetts, on May 8, 2006,  
at 10:01 a.m., as follows:

Page 106

1 A. You would have to talk to my brother.  
2 I have nothing to do with that.

3 Q. Prior to your suspension, do you  
4 contend that you weren't given written notice  
5 about the specific charges that you were being  
6 summoned to by the rules committee?

7 A. I never received anything from Joe  
8 Picard at my post-office box.

9 Q. Even that letter you signed for, which  
10 is marked --

11 A. This one, I received. This other  
12 stuff-- I've never received anything from Joe  
13 Picard. I received stuff from McGaff.

14 Q. About what?

15 A. I don't know what -- I don't know what  
16 it was for.

17 Q. When you went to the rules committee  
18 on March 5, to that meeting, why did you go?

19 A. I was told to go.

20 Q. By who?

21 A. By the rules committee.

22 Q. In what manner were you told, verbally  
23 or in writing?

24 A. In writing.

Page 107

1 Q. So that would be Exhibit 18; is that  
2 right?

3 A. Yes.

4 Q. What does Exhibit 18 say? Can you  
5 read that into the record, please?

6 A. The whole thing?

7 Q. Yeah.

8 A. "The Allied rules committee, who are  
9 empowered by Rule Number 37 of the hiring hall  
10 rules, are hereby notifying you to appear  
11 before them. The committee summons you on this  
12 date of March 5, 2003, at 12 noon to appear at  
13 the hiring hall. The purpose of this hearing  
14 is for you to show just cause as to why you  
15 should not be suspended and placed into Gang  
16 12. Please bring with you any resignation, any  
17 retirement papers, tax returns or any other  
18 documents that you deem pertinent. We have  
19 found you to be in violation of not honoring  
20 the pledge that you signed. Failure to appear  
21 at this hearing could also result in a  
22 sanction."

23 Q. And you got that letter?

24 A. I think I got that one, yeah.

Page 108

1 Q. That is what the certified-mail card  
2 is?

3 A. It coincides with that, yes.

4 Q. In reading Exhibit 18, do you  
5 understand what is being stated in that letter?

6 A. Yeah.

7 Q. Did you understand it when you read  
8 it?

9 A. Yes.

10 Q. And you got that on February 18th; is  
11 that right?

12 A. Yup.

13 Q. That is about two weeks prior to the  
14 meeting?

15 A. Yes.

16 Q. Do you contend that two weeks' notice  
17 is an unreasonable amount of time for you to be  
18 summoned to a meeting?

19 A. No.

20 Q. When you got into the hearing or the  
21 meeting, you waited outside and then you were  
22 summoned in; is that right?

23 A. Yes.

24 Q. Given what you've read from Exhibit

Page 109

1 18, do you recall any discussion as to what the  
2 point of view -- being called to the meeting?

3 A. I don't remember anything about what  
4 they were saying at the meeting.

5 Q. Did you go with an attorney to the --

6 A. No.

7 Q. At the time, Mr. Lathrop was  
8 representing you, though, wasn't he?

9 A. Yeah, I think so, right. Yeah.

10 Q. Did you inform the rules committee on  
11 March 5, 2005, that you were working for John  
12 T. Clark as a consultant?

13 A. I don't know if I said that.

14 Q. Did you inform the rules committee, or  
15 did you state to the rules committee that they  
16 knew of your employment at John T. Clark, yet  
17 allowed you to move up from 12 to 11?

18 A. I don't remember.

19 Q. If you admitted that you were employed  
20 by Clark at that rules committee meeting, do  
21 you have any memory of saying you were going to  
22 resign your position because you wanted to stay  
23 in Gang 10?

24 A. I don't remember.